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Attorney for Plaintiff

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF THE NORTHERN MARIANA ISLANDS

SAIPAN HANDICRAFT,

Plaintiff,
vs.

MICRONESIA WOODCRAFT ENT., INC., et al.,

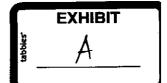
Defendants.

Defendants.

Civil Action No. 05-0040

DECLARATION OF PLAINTIFF'S COUNSEL IN SUPPORT OF APPLICATION FOR ENTRY OF DEFAULT JUDGMENT AGAINST DEFENDANT J & T ENTERPRISES, INC., dba 7 STAR GIFT SHOP

- I, F. Matthew Smith, hereby depose and say:
- 1. I am a duly licensed attorney and I am admitted to practice before all courts of the CNMI;
 - 2. I am counsel for Plaintiff Saipan Handicraft in this matter;
- 3. That on April 18, 2006, I caused to be filed Plaintiff's First Amended Verified Complaint naming Defendant J & T Enterprises, Inc., dba 7 Star Gift Shop as a party in this matter;
- 4. That on April 21, 2006, at my direction, a Summons and a copy of Plaintiff's First Amended Complaint was served on Defendant J & T Enterprises, Inc. dba 7 Star Gift Shop by personally delivering the documents to Florante C. Viray, registered agent of Defendant;
- 5. That on April 26, 2006, at my direction, a Proof of Service on Defendant J & T Enterprises, Inc. dba 7 Star Gift Shop was filed with the Court;
 - 6. That from the date of service of the Summons and a copy of Plaintiff's First



Amended Verified Complaint to present, Defendant J & T Enterprises, Inc. dba 7 Star Gift Shop has failed to file a responsive pleading or otherwise defend the suit;

- 7. That more than twenty (20) days have elapsed since Defendant was served with the Summons and a copy of Plaintiff's First Amended Verified Complaint; and
- 8. That to my knowledge the Clerk of Court has not received any Answer, responsive pleading or other communication from Defendant in this matter.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true, correct, and to the best of my knowledge.

Affiant sayeth naught.

Executed this _____ day of July, 2006, Saipan, the Commonwealth of the Northern Mariana Islands.

P. MATTHEW SMITH

Attorney for Plaintiff Saipan Handicraft